

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public servant – Shamimulla Khan S/o. Shibgathulla Khan age: 42 yrs., the then Bill Collector of Municipality, Nirmal Town of Adilabad District - Prosecution orders under section 197 (3) and (1) Cr.P.C. of 1973 in Cr.No. 24/2004 Under section 120 B, 420,409, 468, and 477A IPC of CID P.S., Hyderabad – Sanction Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (L1) DEPARTMENT

G.O.Ms.No. 307

Date: 20-07-2010

Read:

1) From the Addl.D.G.P. CID. Lr.C.No.4538/C-15/CID/09 dated.4-5-2010.

ORDER

1. Whereas, Shamimulla Khan worked as Bill Collector of Municipality, Nirmal Town of Adilabad District in the year 1998 R/o Nirmal and he is a public servant within the meaning of Sec. 21 of the Indian Penal code, 1860 (Act 45 of 1860) and as such, he is a member of Municipal department, charged with maintenances of public order issued in G.O.Ms.No.631, Home (Courts-B) Department, dated 30-04-1974.

2. And whereas, it was reported by the Addl. Director General of Police Crime Investigation Department, Hyderabad that during the investigation in Crime.No.24/2004 Under Sections 120B, 420, 409, 468, and 477A IPC of CID P.S., Hyderabad, it is revealed that the accused while working as Municipal Bill Collector, Nirmal of Adilabad District, in the year, 1998 was nominated as Nodel Officer in ILCS scheme and he has to conduct gramashaba to obtain applications from the beneficiaries who were eligible in the scheme and to forward the same to commissioner/Engineer for sanction and to maintain acquaintance roll register, but he colluded with Municipal Commissioner and Engineer and other accused who worked as Nodel Officers and made false entries in applications, Acquittance roll register, and forged the signatures and thumb impressions of beneficiaries who were not benefited in the scheme and drawn the cheques in SBH, branch, Nirmal with out knowledge of beneficiaries due to which, the total misappropriation went approximately to a tune of Rs.43 lakhs to the government and thus committed offences punishable under sections 120 B, 420,409,468,and 477A of the Indian Penal Code 1860 (Act 45/1860).

3. And whereas, the investigation conducted by Crime Investigation Department, Karimnagar Regional Crime Investigation Unit, in Cr.No.24/04 of CID P.S., Hyderabad revealed that Shamimulla Khan who worked as Bill Collector of Municipality, Nirmal Town of Adilabad District in the year 1998 R/o Nirmal committed offences punishable under sections 120 B, 420, 409, 468, and 477 A of the Indian Penal Code, 1860 (Act 45/1860).

4. And whereas, the Government of Andhra Pradesh, after careful examination of the documentary and oral evidence and the report of the Additional Director General of Police, Crime Investigation Department, A.P. Hyderabad, placed before them in respect of the above allegations consider that, Shamimulla

Khan worked as Bill Collector of Municipality, Nirmal Town of Adilabad District in the year 1998 R/o Nirmal should be prosecuted in a court of law for the above said offences and any other offences relating to the said incident.

5. Now, therefore, in exercise of the powers conferred by section 197 (1) of the Criminal Procedure Code, 1973 (Act 2 of 1974) read with Notification-II issued in G.O.Ms.No.631, Home (Courts.B) Department, dated 30-04-1974 the Government of Andhra Pradesh, Hyderabad hereby accord sanction for the prosecution of Shamimulla Khan who worked as Bill Collector of Municipality, Nirmal Town of Adilabad District in the year 1998, R/o Nirmal for the said offences punishable under sections 120 B, 420, 409, 468, and 477 A of the Indian Penal Code, 1860 (Act 45/1860) and for any other cognate offences punishable under other provisions of law in respect of the aforesaid acts while acting or purporting to act in the discharge of his official duties and for taking cognizance of the said offences in a court of competent jurisdiction.

6. The Government of Andhra Pradesh, further, in exercise of powers conferred by sub-Section (4) of section 197 of the Code of Criminal Procedure 1973 (Act 2/1974) here by authorizes, the Inspector of Police, CID, Regional Criminal Investigation Unit, Karimnagar to prosecute the above mentioned accused for the aforesaid offences.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(T.S.APPA RAO)
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Additional Director General of Police, Crime Investigation Department,
Hyderabad.

Copy to :-

The Director General of Police, A.P. Hyderabad.
Law (E) Department.
SF-1, SC.3.

// FORWARDED BY ORDER //

SECTION OFFICER